

S/N 09/981070



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Gabriel FESTOC	Examiner:	Unknown
Serial No.:	09/981070	Group Art Unit:	1645
Filed:	October 15, 2001	Docket No.:	8076.231USW1
Title:	DEVICE FOR THERMO-DEPENDENT CHAIN REACTION AMPLIFICATION OF TARGET NUCLEIC ACID SEQUENCES, MEASURED IN REAL-TIME		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the paper(s), as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on March 12, 2002.

By:

Peggy Kerkhove
Peggy Kerkhove

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. At least some of the references were recently cited in an International Search Report mailed December 6, 2001.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided. Enclosed for the Examiner's information is a copy of the International Search Report.

A concise explanation of the relevance of each non-English language document or other information is as follows (37 C.F.R. §1.98(a)(3)):

An English abstract is attached to the German reference.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
(612)332.5300

Dated: March 12, 2002

By: Katherine M. Kowalchuk
Katherine M. Kowalchuk
Reg. No.: 36,848

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	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	1 572 596	July, 1980	Great Britain				
	198 10 499	September, 1999	Germany			Abstract	

		Heid, C.A., et al., "Real Time Quantitative PCR", Genome Methods, Cold Spring Harbor Laboratory Press, 6:986-994, 1996
		Gibson, U., et al., "A Novel Method for Real Time Quantitative RT-PCR", Genome Methods, Cold Spring Harbor Laboratory Press, 6:995-1001, 1996
		Cohen, H., et al., "PCR Amplification of the <i>fimA</i> Gene Sequence of <i>Salmonella typhimurium</i> , a Specific Method for Detection of <i>Salmonella spp.</i> ", Applied and Environmental Microbiology, vol. 62, No. 12, p. 4303-1308, December, 1996
		Williams, P., et al., "Development and Application of Real-Time Quantitative PCR", p. 313-325, 1998



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PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
<p>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.</p>	